Prince Edward Island
CANADA

Environment, Labour and Justice

Victims of Crime Act
2013-2014
Annual Report

Twenty-fifth Annual Report

Victims of Crime Act
R.S.P.E.I. 1988, Cap. V-3.1

April 1, 2013 - March 31, 2014

Prince Edward Island Department of Environment, Labour and Justice
PO Box 2000, Charlottetown, PE C1A 7N8

Prince Edward Island
CANADA

Environment, Labour and Justice

Environnement, Travail et Justice

Île-du-Prince-Édouard
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September 2014

The Honourable H. Frank Lewis
Lieutenant Governor
Province of Prince Edward Island

May it Please Your Honour:

I have the honour to submit the Twenty-fifth Annual Report of the administration of the *Victims of Crime Act*, R.S.P.E.I. 1988, Cap. V-3.1 pursuant to section 36 of the *Act*, for the fiscal year ended March 31, 2014.

Respectfully submitted,

Janice Sherry
Minister of Environment, Labour and Justice
and Attorney General

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Executive Summary

Trends in Client Demand

- There were 901 new cases referred to Victim Services in 2013-2014, in addition to approximately 659 cases carried forward from the previous year. As of March 31, 2014, there were 599 active cases across the province. The average monthly caseload in 2013-2014 was 671 cases.

- In 2013-2014, there were 151 victim impact statements prepared and filed with the court. Over the past ten years, the number of victim impact statements filed has ranged from 195 to 318.

- During the fiscal year 2013-2014, 23 new applications for criminal injuries compensation were filed, and 120 applications were carried over from the previous year. Thirty eight final decisions and two interim decisions were made in 2013-2014. A total of $174,461 was awarded in criminal injuries compensation.

- In 2013-2014, there were 34 applications for Emergency Protection Orders under the *Victims of Family Violence Act*, and one application for a Victim Assistance Order. Since the proclamation of the Act in December 1996, there have been a total of 717 Emergency Protection Orders granted.

Offence Type and Offender Information

- The most frequent types of crime for Victim Services cases in 2013-2014 were:
  - assaults (33 percent)
  - thefts (13 per cent)
  - sexual assaults (9 per cent)
  - break and enter (9 per cent)
  - uttering threats (8 per cent)

- Of the total new referrals to Victim Services in 2013-2014, there was a family type relationship between the victim and the suspect or offender in 236 cases (26%). In 182 cases (20%), the suspect or offender was a male partner or ex-partner (either current or former husband, common-law husband, or boyfriend). In 26 cases (3%), the suspect or offender was a female partner or ex-partner (either current or former wife, common-law wife or girlfriend).

Highlights and Initiatives:

- In partnership with the PEI Child Sexual Abuse Advisory Committee, Victim Services assisted in implementation and training for the updated PEI Child Sexual Abuse Protocol. Six government departments, all Island police services and both First Nations signed on to the protocol to support an integrated, collaborative response to child sexual abuse.

- Additional funds were allocated to the Criminal Injuries Compensation Program in 2013-2014 to reduce the backlog of claims awaiting adjudication.

- Ongoing efforts to address the needs of victims of domestic violence and sexual abuse included assisting in an advisory capacity to research conducted by the PEI Rape and Sexual Assault Centre *"Enhancing Services for Male Survivors of Sexual Trauma in PEI"*.

- Efforts continued to strengthen linkages with minority and multicultural groups, including awareness raising initiatives in partnership with francophone and aboriginal communities; and participation in a project *"Supporting Immigrant Women and Girls Experiencing Violence"*

- Victim Services Workers participated in specialized staff training initiatives, including a focus in the area of grief and trauma, and an opportunity for joint training with Nova Scotia Victim Services Workers.

Sommaire

Tendances de la demande des clients

- En 2013-2014, 901 nouveaux cas ont été transmis au Service d'aide aux victimes, en plus d'environ 659 cas reportés de l'année précédente. En date du 31 mars 2014, il y avait 599 cas actifs dans la province. En moyenne, la charge de travail était de 671 cas par mois.

- En 2013-2014, le Service d'aide aux victimes a aidé à préparer et à déposer 151 déclarations de victime. Au cours des dix dernières années, le nombre de déclarations de victime déposées a varié de 195 à 318.

- Durant l'exercice financier 2013-2014, 23 nouvelles demandes d'indemnisation des actes criminels ont été déposées, 120 ont été reportées de l'exercice précédent et 38 décisions sans appel ainsi que 2 décisions provisoires ont été rendues. Un montant total de 174 461 $ a été adjugé en indemnisation de victimes d'actes criminels.

- En 2013-2014, on a rendu 34 ordonnances de protection d'urgence dans le cadre de la *Victims of Family Violence Act* (loi sur les victimes de violence familiale) et une ordonnance d'aide aux victimes. Depuis la proclamation de la loi en décembre 1996, un total de 717 ordonnances de protection d'urgence ont été rendues.

Types d'infractions et renseignements sur les contrevenants

- Les types de crime les plus fréquents dans les causes traitées par le Service d'aide aux victimes en 2013-2014 ont été les suivants :
  - voies de fait (33 pour cent)
  - vols (13 pour cent)
  - agressions sexuelles (9 pour cent)
  - introduction par effraction (9 pour cent)
  - profération de menaces (8 pour cent)

- Dans 236 cas (soit 26 pour cent des cas), il y avait une relation familiale entre la victime et le suspect ou le contrevenant. Dans 182 cas (soit 20 pour cent des cas), le suspect ou le contrevenant était un partenaire ou un ex-partenaire mâle (soit le mari actuel ou l'ex-mari, le conjoint de fait ou le petit ami). Dans 26 cas (soit 3 pour cent des cas), la suspecte ou la contrevenante était une partenaire ou une ex-partenaire (soit la femme actuelle ou l'ex-femme, la conjointe de fait ou la petite amie).

Faits saillants et initiatives

- En partenariat avec le Comité consultatif provincial sur l'exploitation sexuelle des enfants, le Service d'aide aux victimes a contribué à la mise en oeuvre du nouveau protocole provincial d'intervention dans les cas de violence sexuelle à l'égard des enfants ainsi qu'à la formation connexe. Six ministères, tous les services policiers de l'Île et les deux groupes des Premières nations ont pris part à ce protocole, favorisant ainsi une intervention intégrée et concertée dans les cas de violence sexuelle à l'égard des enfants.

- Des fonds supplémentaires ont été attribués au programme d'indemnisation des victimes d'actes criminels en 2013-2014 pour aider à rattraper le retard en matière de demandes en attente de traitement.

- Dans le cadre des efforts soutenus visant à répondre aux besoins des victimes de violence familiale et sexuelle, le Service d'aide aux victimes a joué un rôle consultatif dans la recherche menée par le Centre d'aide aux victimes de viol et d'agression sexuelle de l'Î.-P.-É. intitulée *Enhancing Services for Male Survivors of Sexual Trauma in PEI* (amélioration des services destinés aux hommes victimes de traumatismes sexuels à l'Î.-P.-É.)

- Les efforts visant à renforcer les liens avec les groupes minoritaires et multiculturels se sont également poursuivis. Des initiatives de sensibilisation ont été mises sur pied en collaboration avec les communautés francophone et autochtone de l'Île. En outre, le Service d'aide aux victimes a participé au projet *Supporting Immigrant Women and Girls Experiencing Violence* (soutien pour les immigrantes victimes de violence).

- Les intervenants des Services aux victimes ont participé à des initiatives de formation spécialisée portant notamment sur la peine et le traumatisme. Ils ont également profité d'une occasion de formation conjointe avec les intervenants des Services aux victimes de la Nouvelle-Écosse.

Part I

Introduction

The *Victims of Crime Act*, R.S.P.E.I. 1988, Cap.V-3.1 was proclaimed in force September 30, 1989. Regulations and orders under the act also came into force on that date. Extensive amendments to the act came into effect August 7, 1999.

The Statement of Principles contained in Part I of the *Victims of Crime Act* sets out the following principles for the guidance of persons in providing justice for victims of crime:

a) Victims should be treated with courtesy and compassion and with respect for their dignity, privacy, and convenience.

b) Victims should receive prompt and fair financial redress for the harm they have suffered.

c) Victims should be informed of and should have access to services including social, medical, legal, and mental health assistance.

d) Victims should be informed about the progress of the investigation and prosecution of the offence, court procedures, the role of the victim in court proceedings, and the ultimate disposition of the proceedings.

e) Victims are entitled, where their personal interests are affected, to have their views and concerns brought to the attention of the court where consistent with criminal law and procedure.

f) Victims and their families should be protected from intimidation, retaliation, and harassment.

g) Victims should have their stolen property returned to them as soon as possible after recovery by law enforcement authorities.

h) Victims are entitled to prepare a victim impact statement and have it considered by the court at sentencing.

i) Victims are entitled to be informed about the offender's status, including release dates, parole eligibility, and probation terms.

The *Victims of Crime Act* also establishes the Victim Services Advisory Committee, the Victim Services Program, the Victim Assistance Fund, and the Criminal Injuries Compensation Program.

Part II
Report of the Victim Services Advisory Committee

Committee Mandate

The Victim Services Advisory Committee is established under *Victims of Crime Act* with the mandate to:

a) review existing laws, policies and procedures and recommend changes to benefit victims;

b) assist law enforcement agencies, social agencies and other organizations with the development of guidelines that promote the principles set out in this *Act* relating to their role in respect of victims;

c) assist with establishing and updating procedures for the handling of complaints by victims;

d) assist with the research, development and distribution of information pertaining to the needs, rights and concerns of victims;

e) provide opportunities for research, discussion, and resolution of issues of concern to victims; and

f) advise on other matters that the Minister may refer to the Committee for consideration.

The Committee may make recommendations to the Minister relating to:

a) the development of policies and legislation respecting assistance to victims;

b) the provision of services, including criminal injuries compensation, to victims; and

c) any other matters that the Minister refers to the Committee for its recommendation.

Committee Membership and Meetings

Members of the Victim Services Advisory Committee as of March 31, 2014, and the organizations they represent are as follows:

David Daughton	Community Legal Information Association
Cathy Chaisson	Law Society of Prince Edward Island
Jeff MacDonald	Crown Attorneys
Ellie Reddin	P.E.I. Rape and Sexual Assault Centre
Paula Finkle	Community Programs, Department of Justice and Public Safety
Sgt. Sinclair Walker	P.E.I. Association of Chiefs of Police
Sgt. Leanne Butler	R.C.M.P. "L" Division
Phil Matusiewicz	PEI Family Violence Prevention Inc.
Melissa Coffin	PEI Association for Newcomers to Canada
Mary MacLeod	Court Services
Lori St. Onge	Aboriginal Community
Sr. Norma Gallant	Francophone Community and Seniors
Maureen MacEwen	Child and Family Services
Diane Kays	Advisory Council on the Status of Women

The Committee is assisted in its operations by the Victim Services Provincial Manager and Secretary. The Director of Community Safety and Justice Policy, Department of Environment, Labour and Justice, and the Adjudicator for Criminal Injury Compensation with Legal Services Division also provide assistance and information to the committee.

During the 2013-2014 fiscal year, the Victim Services Advisory Committee held meetings in April, June, September and December. The Committee was co-chaired by Lori St. Onge and Paula Finkle. The activities of the Committee during 2013-2014 included the following:

Strategy to Reduce Impaired Driving In Prince Edward Island

The Committee received information on the work of the Ad Hoc Working Group on Impaired Driving Prevention which developed a draft *Strategy to Reduce Impaired Driving in Prince Edward Island*. The recommendations submitted to the Department of Environment, Labour and Justice propose a multi faceted approach including focus on governance structure, public education and prevention, legislation and other initiatives. The next steps involve discussions with government to identify ways to move the recommendations forward.

The Committee also received information about an announcement by Minister Sherry, Minister of Environment, Labour and Justice and Attorney General, regarding the availability in the province of more accurate instruments to measure blood alcohol content. These more scientifically accurate instruments have a lower margin of error, making it possible for police to lay charges with lower readings of blood alcohol content.

Consultation on Proposed Federal Victims Bill of Rights

A number of Victim Services Advisory Committee members participated in a consultation on the proposed Federal Victims Bill of Rights hosted in Charlottetown by the Honourable Peter MacKay, Minister of Justice and Attorney General of Canada.

PEI Senior Islander of the Year Award

Sister Norma Gallant, a member of the Victim Services Advisory Committee, was recognized with a PEI Senior Islander of the Year Award at a ceremony in October, 2013. Her work in the area of community safety and crime prevention, family violence prevention, and initiatives to raise awareness about issues affecting victims of crime were highlighted.

Guest Speakers

The Committee invited guest speakers on a number of topics:

- Graham Miner, Registrar of Motor Vehicles and Dwayne Stride, Deputy Registrar of Motor Vehicles, Highway Safety Division, Department of Transportation and Infrastructure Renewal, presented on the incidence of impaired driving in PEI; the Ignition Interlock program; the Graduated Driver Licensing Program; and recent amendments to the Highway Safety Act.

- Jeff Clow, Child and Youth Services Commissioner, Department of Education and Early Childhood Development, provided an overview of the Child and Youth Services Review and Recommendations. The Committee expressed interest in the next steps to implementation and noted that issues related to children, youth and families are of concern to the Committee.

- Phil Pitts, Coordinator/Program Manager for Prince Edward Island Crime Stoppers, provided information on Crime Stoppers which was established in PEI in 1989. Crime Stoppers is a civilian agency that works closely with Police to provide them with information received anonymously. Tips have more than doubled since the PEI program developed a web presence in 2009.

- Cst Shannon Hodder, RCMP "L" Division Internet Child Exploitation Unit (ICE) gave an informative presentation on Internet Child Exploitation, and the current context for PEI. Cst. Chris Manuel, RCMP "L" Division Technological Crime Unit presented on his work in providing technical investigative service in cases of child exploitation, extortion, fraud, gambling, and other crimes involving technology.

Information Items

A number of information items were brought to the attention of the Victim Services Advisory Committee during the year. Some of these included:

- Legislative Updates:
  - amendments to federal and provincial legislation which have implications for victims and witnesses
  - Bill C-13 - *Protecting Canadians from On Line Crime Act*
  - Bill C-14 - *Not Criminally Responsible Reform Act*
  - Bill C-26 - *Tougher Penalties for Child Predators Act*
  - Bill C-37 - *Increasing Offender Accountability for Victims Act*
  - Proposed Federal Victims Bill of Rights

- Research
  - PEI Rape and Sexual Assault Centre research project: "Enhancing Services for Male Survivors of Sexual Trauma in PEI"
  - Updates on research regarding the concept of a Therapeutic Court for PEI
  - PEI Aboriginal Justice Program research report: *Mapping Needs and Assets in PEI for Aboriginal People Involved in Justice Issues*
  - FPT Working Group on Family Violence report: *Making the Links in Family Violence Cases: Collaboration Among the Family, Child Protection and Criminal Justice Systems*

- Program/Policy Development/Training
  - review and update of provincial Child Sexual Abuse Protocol completed and training sessions for service providers delivered
  - RCMP Cultural Awareness Training delivered by the Aboriginal Justice Program
  - Annual Training on Police Response to Family Violence
  - Family Violence Education for Professionals - October 13, 2013
  - Criminal Code Review Board Procedures Workshop - September 12, 2013
  - Police and Child Protection Joint Investigator Training for Child Sexual Abuse Investigations - January 20-24, 2014

- Awareness Initiatives:
  - Purple Ribbon Campaign Against Violence - December 2013
  - National Victims of Crime Awareness Week activities - April, 2013 and 2014
  - World Elder Abuse Awareness Day - June 15, 2013
  - Youth Justice Summer Camp for Aboriginal Youth - July 2013
  - Family Violence Prevention Week - February 14-20, 2014
  - Charlottetown Mayor's Purple Ribbon Task Force Video on Violence Prevention - launch November 28, 2013
  - Women and the Law Education Sessions - February 2014

- Conference Announcements:
  - In Focus: Building a More Inclusive Community for People with Disabilities - April 11, 2013
  - Supporting Immigrant Women and Girls Experiencing Violence- April 30, 2013
  - Atlantic Community Safety Association Conference - June 5-7, 2013
  - Interpersonal Neurobiology Perspective on Trauma, Child Development and Well Being: Integrating "Me" and "We" - July 2-3, 2013
  - Aboriginal Justice Forum - October 18, 2013
  - Youth, Mental Health and the Criminal Justice System - February 13, 2014

- Federal/provincial initiatives
  - reports from meetings of the F/P/T Ministers of Justice; and the F/P/T Working Group on Victims of Crime
  - federal funding sources and criteria for victims of crime initiatives

- Statistics Canada Reports
  - Adult Criminal Court Statistics in Canada, 2011-2012
  - Youth Court Statistics in Canada, 2011-2012

- New Publications:
  - Information for Women and Men in an Abusive Relationship: A guide to finding services that can help you
  - Information for Victims of Strangulation
  - PEI Human Trafficking Response Guide
  - Youth Justice on PEI
  - Young People and the Law on PEI
  - Becoming a Parent
  - Planning Ahead, Staying Safe: A Guide for Aboriginal Seniors on PEI
  - Children's Sexual Behaviours: A Parent's Guide
  - Directory of Services for Victims of Crime - updated
  - "Moving On" booklet - updated

- Other Information Items:
  - Establishment of a new interview room at O'Leary Access Centre for conducting joint interviews with child victims of abuse
  - Support group for grandparents who are involved in raising grandchildren
  - City of Summerside Operation Graffiti Wipeout Program
  - Needs assessment being undertaken by PEI Family Violence Prevention Services on the issue of homelessness
  - Implementation of enhanced court security procedures
  - Funding received by Court Services for 3 French Language Court Clerks
  - Advisory Council on the Status of Women 2013 Equality Report Card
  - Information Sessions on "Best Interest of the Child in Custody and Access"
  - Motions in the Legislature regarding Impaired Driving and Family Violence

The Committee recognized the retirement of Shauna Sullivan Curley, Q.C, as Deputy Minister of Environment, Labour and Justice and Deputy Attorney General. Appreciation was expressed for Shauna's leadership and commitment throughout her career to the advancement of justice and human rights issues, and for her support of Victim Services and the Victim Services Advisory Committee.

Respectfully submitted,

Lori St. Onge, Co-chair

Paula Finkle, Co-chair

Part III
Report of the Victim Services Program

Victim Services has provided a criminal justice system-based service to victims of crime province-wide since April, 1989. The system-based approach has the following key attributes:

- operates within the criminal justice system, but independently from the police, Crown attorneys, or the courts;
- is client-centred;
- maintains close working relationships with criminal justice personnel and community agencies;
- assists victims of crime at all stages of the criminal justice process;
- uses an outreach approach.

Mandate

Section 7 of the *Victims of Crime Act* states that the purpose of Victim Services is:

a) to assist victims as needed throughout their contacts with the criminal justice system;
b) to help victims to access other needed services;
c) to receive applications for criminal injuries compensation and investigate claims on behalf of the Minister;
d) to assist with the preparation and filing of victim impact statements;
e) to assist justice personnel and community agencies in providing services to victims;
f) to promote the Statement of Principles set out in section 2 of the *Act*.

Mission Statement

Victim Services provides a client-centred service for victims of crime, ensuring respect for their dignity and privacy. Victim Services assists clients throughout their involvement with the criminal justice process.

Vision Statement

Victims Services' vision is that:

- all victims of crime on Prince Edward Island who require assistance through the criminal justice process will be referred at the earliest opportunity to Victim Services; and
- the response of all criminal justice personnel will be guided by the Statement of Principles in the *Victims of Crime Act*.

Goals

Victim Services goals are:

- to provide prompt, effective assistance to victims of crime, especially victims of crimes against the person, but not excluding any victim who needs assistance through the criminal justice process;
- to tailor the assistance provided to meet the needs of the particular client;
- to provide services to any victim of crime requiring assistance, regardless of their geographic location on Prince Edward Island;
- to investigate criminal injuries compensation claims and complete the case analysis for each claim as quickly as possible;
- by working collaboratively with the police and Crown attorneys, to ensure that all victims of crimes in which charges are laid are informed of their right to prepare and file a victim impact statement;
- to ensure that victims understand the implications of preparing and filing a victim impact statement and do so voluntarily;
- to promote the use of the *Victims of Family Violence Act* in appropriate cases.

Statistical Overview

Assistance provided to victims of crime includes:

- information about case status, the criminal justice system, and court procedures;
- emotional support and short term counselling;
- referrals for legal, financial and long term counselling services;
- assistance through the court process and with preparation of victim impact statements;
- investigation of applications for criminal injuries compensation; and
- assistance under the *Victims of Family Violence Act*.

Victim Services cases are categorized in the following classifications: general, sexual abuse, female partner abuse, other family abuse, and commercial/business. The percentage breakdown of new cases by case classification in 2013-2014, and a comparison with previous years, are noted as follows:

Victim Services New Cases

Type of Client	Per Cent Breakdown		
	2011/12	2012/13	2013/14
General*	47	44	49
Female Partner Abuse	26	28	25
Other Family Abuse	10	12	11
Sexual Abuse	9	7	8
Commercial/Business	8	9	7

** General includes break and enter, damage to property, theft, general assaults, impaired driving causing injury or death, etc.*

The following table illustrates the total and percentage of each type of case opened in 2013-2014. The table also indicates the police agency involved with each case.

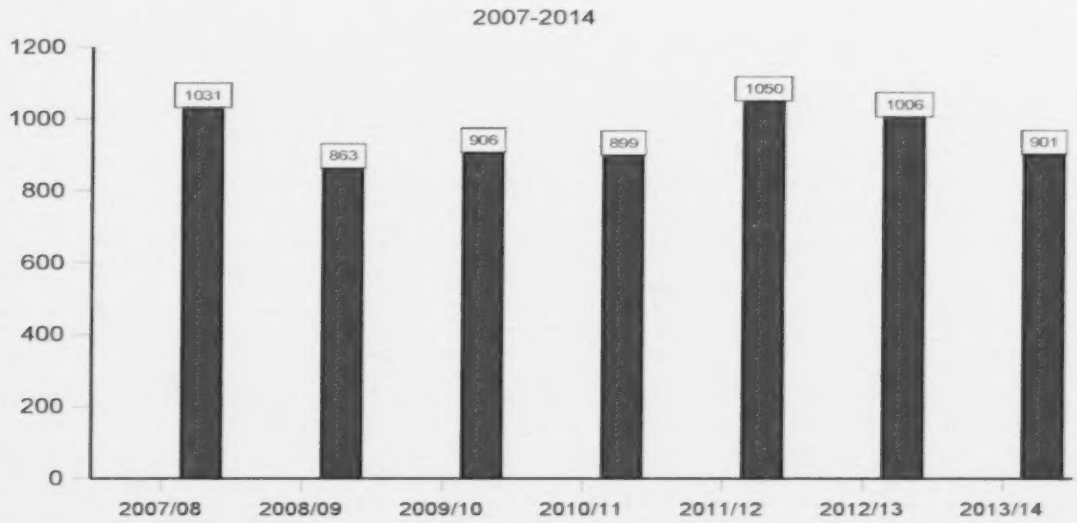
Table I

Victim Case Classification: New Cases
2013-2014

Police Jurisdiction	General	Sexual Abuse	Female Partner Abuse	Other Family Abuse	Commercial/ Business	TOTAL
West Prince RCMP	13	2	19	8	0	42
Charlottetown PD	198	20	53	13	58	342
Queens District RCMP	72	10	30	20	2	134
Kensington PD	0	2	2	1	0	5
Montague RCMP	36	8	35	8	2	89
East Prince RCMP	28	15	20	16	1	80
Summerside PD	63	9	44	23	1	140
Souris RCMP	25	2	14	9	1	51
Out of Province/or Not Specified	5	5	5	2	1	18
Totals	**440**	**73**	**222**	**100**	**66**	**901**
Percentile	**49**	**8**	**25**	**11**	**7**	**100**

Caseload Trends

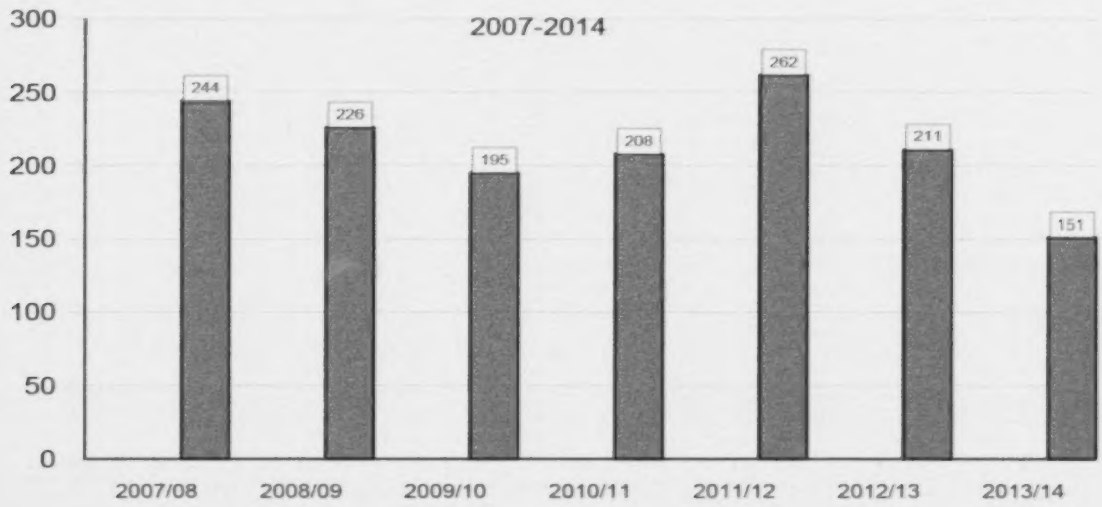
There were 901 new cases referred to Victim Services in 2013-2014, in addition to approximately 659 cases carried forward from the previous year. As of March 31, 2014, there were 599 active cases across the province.



Victim Impact Statements

Victim Services is designated by Lieutenant Governor in Council as the program responsible for preparing and filing victim impact statements. Victim impact statements outline the physical, emotional, and financial effects of the crime on the victim. After determination of guilt, the judge takes victim impact statements into consideration when deciding on sentence.

In 2013-2014, there were 151 victim impact statements prepared and filed with the court. The trends since 2007 are illustrated in the graph below:



Offence Type and Offender Information

The most frequent types of crime for Victim Services cases in 2013-2014 were:

- assaults (33 percent)
- thefts (13 per cent)
- sexual assaults (9 per cent)
- break and enter (9 per cent)
- uttering threats (8 per cent)

Of the total new referrals to Victim Services in 2013-2014, there was a family type relationship between the victim and the suspect or offender in 236 cases (26%). In 182 cases (20%), the suspect or offender was a male partner or ex-partner (either current or former husband, common-law husband, or boyfriend). In 26 cases (3%), the suspect or offender was a female partner or ex-partner (either current or former wife, common-law wife or girlfriend).

The proportion of Victim Services clients victimized by adult offenders compared with young offenders has been consistent over the years. In the new cases where an offender was identified, 91% percent of the offenders were adults, and 9% were youth.

Age Range and Gender of Victims

Age ranges of Victim Services' new clients were as follows:

under 12 years	2%
12 - 17 years	9%
18 - 40 years	34%
41 - 60 years	22%
61 years and over	6%
unknown/not recorded	27%

Seventy percent of Victim Services' new clients were females, and 30 per cent were males.

Criminal Injuries Compensation

Under the *Victims of Crime Act*, Victim Services is responsible for investigating claims for criminal injuries compensation. Victim Services staff also assist victims with preparing their applications and gathering information to support their claims. Victim Services staff prepare a case analysis regarding each claim.

Designated persons within the Legal Services Section of the Department of Environment, Labour and Justice are responsible for adjudicating claims and writing a report, including recommendations, to the Minister who makes decisions regarding claims.

During the fiscal year 2013-2014, 23 new applications for criminal injuries compensation were filed, and 120 applications were carried over from the previous year. Thirty eight final decisions and two interim decisions were made in 2013-2014. A total of $174,461 was awarded in criminal injuries compensation.

Further information and statistics regarding criminal injuries compensation are contained in Part IV of the Annual Report.

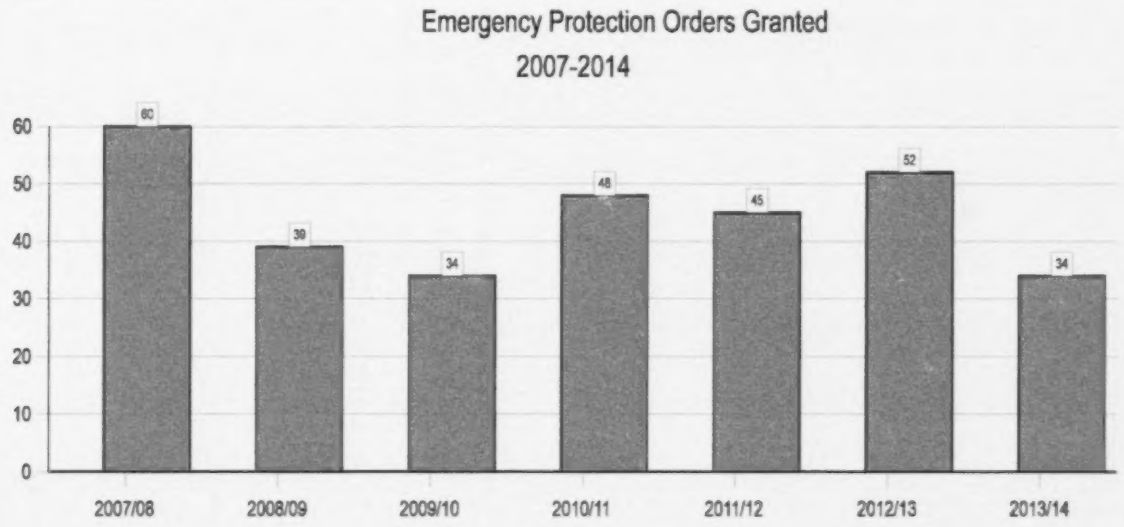
Victims of Family Violence Act

The *Victims of Family Violence Act* came into effect in December 1996. This provincial law addresses the need for victims to stay in their own homes, provides an additional remedy to supplement the Criminal Code, and enables the justice system to provide a more effective and timely response. Under this act, Emergency Protection Orders are available 24 hours/day from designated justices of the peace. In non-emergency situations, longer-term Victim Assistance Orders are available by application to the Supreme Court.

Victim Services staff assist with training and ongoing monitoring and promotion of the use of the *Victims of Family Violence Act*. Police officers and victim services workers are designated under the Act to make application for emergency protection orders.

In 2013-2014, there were 34 applications for Emergency Protection Orders under the *Victims of Family Violence Act*. Orders ranged from 13 days to 90 days in duration, with an average length of 61 days. There was one application for a Victim Assistance Order.

Since the proclamation of the Act in December 1996, there have been a total of 717 Emergency Protection Orders granted. The trends since 2007 are illustrated in the graph below:



A Steering Committee continues to meet on a regular basis to assist in monitoring and training related to the Act. In partnership with the PEI Association of Chiefs of Police, the Steering Committee has continued to offer annual police training to implement a standardized response to reported incidents of domestic violence, and to enhance knowledge about risk factors and available options to protect victims. The Committee also assisted in coordinating and delivering training for five new Justices of the Peace appointed under the Victims of Family Violence Act.

Victim Services Program Highlights

- In partnership with the PEI Child Sexual Abuse Advisory Committee, Victim Services assisted in implementation and training for the updated PEI Child Sexual Abuse Protocol. Six government departments, all Island police services and both First Nations signed on to the protocol to support an integrated, collaborative response to child sexual abuse.

- Additional funds were allocated to the Criminal Injuries Compensation Program in 2013-2014 to reduce the backlog of claims awaiting adjudication.

- Ongoing efforts to address the needs of victims of domestic violence and sexual abuse included assisting in an advisory capacity to research conducted by the PEI Rape and Sexual Assault Centre *"Enhancing Services for Male Survivors of Sexual Trauma in PEI"*.

- Efforts continued to strengthen linkages with minority and multicultural groups, including awareness raising initiatives in partnership with francophone and aboriginal communities; and participation in a project *"Supporting Immigrant Women and Girls Experiencing Violence"*

- Victim Services Workers participated in specialized staff training initiatives, including a focus in the area of grief and trauma, and an opportunity for joint training with Nova Scotia Victim Services Workers.

Committee Participation

An important aspect of the work of Victim Services involves maintaining cooperative working relationships with other criminal justice and community agencies to coordinate case management and to effect positive long term change for victims of crime. Staff participated in committees at various levels involving national, provincial, regional, divisional and community initiatives.

At the Federal/Provincial/Territorial level, the Provincial Manager participated on:

- FPT Victims of Crime Working Group
- Ad Hoc Working Group on Family Violence - Linking Criminal and Family Justice Systems.

Victim Services is represented on community and criminal justice based committees involving work in the area of family violence, sexual abuse, cultural and societal issues. These committees include:

- Steering Committee - *Victims of Family Violence Act*
- Premier's Action Committee on Family Violence Prevention
- Justice Options for Women who are Victims of Domestic Violence
- Provincial Child Sexual Abuse Advisory Committee
- Provincial Working Group on Human Trafficking
- World Elder Abuse Awareness Day Committee
- High Risk Offender Committee
- Planning Committee for Aboriginal Justice Forum
- Linking Criminal and Family Justice Systems Working Group
- Atlantic Region Victims Advisory Committee, Correctional Services Canada/Parole Board of Canada.
- Social Action Plan to Reduce Poverty Working Group
- Silent Witness Coordinating Committee
- Male Survivors of Sexual Abuse Project Advisory Committee

As part of the Community and Correctional Services Division, Victim Services staff were involved in a number of Departmental and Divisional initiatives including:

- Divisional Wellness Committee
- Occupational Health and Safety Committee

Education and Training

Victim Services staff participated in various education and training initiatives including:

- Victim Services Education Program: Joint Training with Nova Scotia Victim Services
- Vicarious Trauma: Help for the Helping Professional
- Male Sexual Trauma and Recovery: From Conceptualization to Engagement
- Youth with Complex Mental Health Needs who Offend
- Aboriginal Justice Forum
- Helping Children and Youth Who Are Grieving
- PEI Child Sexual Abuse Protocol Training
- Training on Native Council of Prince Edward Island Programs
- Criminal Code Review Board Procedures Workshop
- Supporting Immigrant Women and Girls Experiencing Violence
- Cyberbullying Summit
- Mind the Gap: A Closer Look at Violence, Resistance and Language
- Community Response to Poverty

Public Education

Victim Services staff participate in opportunities to promote awareness and understanding of issues related to crime, victimization, victims' rights and available services. Presentations during the fiscal year 2013-2014 included:

- Police Training on *Victims of Family Violence Act*
- Human Services Program - Holland College
- Youth Addictions Strength Program
- Prevention of Elder Abuse Workshop
- PEI Child Sexual Abuse Protocol Training
- Family Violence Education for Professionals
- UPEI Security Police
- Cyberbullying Summit
- Victim Awareness Training
- Child Protection Workers
- UPEI/ Holland College Resident Life Advisors
- Police and Child Protection Joint Investigator Training for Child Sexual Abuse Investigations

Objectives

In collaboration with government and community partners, the objectives for the 2014/2015 fiscal year include advancing initiatives in the following areas:

- monitor and plan for implications of Federal legislation, including the proposed *Victims Bill of Rights* and the *Family Homes on Reserves and Matrimonial Interests or Rights Act*;
- improve linkages between the civil and criminal court systems in cases of family violence;
- reduce the number of criminal injuries compensation claims awaiting adjudication.

Staffing

Victim Services Offices are located in Charlottetown and Summerside.

Personnel as of March 31, 2014 include:

Provincial Manager	Susan Maynard
Victim Services Workers	Jean Profit Darlene Oatway Joy Coffin Ev Marshall Linda MacAulay Kellie MacQueen Georgina Bowness
Admin Support	Dianna Cudmore Tabatha Milligan

Part IV
Criminal Injuries Compensation Program

Introduction
Criminal injuries compensation is the payment of money from public funds to compensate victims of crime for pain and suffering and expenses resulting from injury or death caused by certain crimes. Criminal injuries compensation is a fund of last resort, such that other means of compensation or reimbursement are to be sought first.

Authority for Prince Edward Island's Criminal Injuries Compensation Program is contained in Part IV of the *Victims of Crime Act*, which was proclaimed in force September 30, 1989. Amendments to Part IV which came into effect August 7, 1999 were designed to further simplify and speed up the process for assessing compensation claims.

The *Victims of Crime Act* is not retroactive; criminal injuries compensation can only be awarded in respect of an injury or death resulting from a crime that occurred after September 30, 1989.

Values
Criminal injuries compensation is one means to take action on principle (b) from the Statement of Principles in the *Victims of Crime Act*, which states "victims should receive prompt and fair financial redress for the harm they have suffered."

Summary of the Legislation
In general, a claim for criminal injuries compensation may arise in the event of injury or death by an act that occurred in Prince Edward Island, and that injury or death must have directly resulted from the commission of a criminal offence prescribed in the regulations under the *Victims of Crime Act*. The applicant need not be a resident of Prince Edward Island.

The term "injury" is specifically defined in the *Victims of Crime Act* to mean actual bodily harm, including emotional trauma or pregnancy resulting from sexual assault, and mental or nervous shock. If a person suffers only property damage or loss as a result of a prescribed crime, he or she is not eligible for criminal injuries compensation. It is not necessary that anyone be prosecuted or convicted for the crime, but an award may be delayed pending the outcome of the criminal process. A determination of guilt is conclusive evidence that an offence has been committed.

Eligible Applicants
The Minister may order criminal injuries compensation

1. to or for the benefit of the victim;
2. to any person, in respect of financial loss suffered by or expenses incurred by that person as the result of the death or injury of the victim;
3. to any one or more of the dependants of the victim.

Compensable Losses
Compensable losses include:

1. reasonable expenses incurred or likely to be incurred as a result of the victim's injury or death;
2. financial losses resulting from total, partial or temporary disability affecting the victim's capacity for work;
3. financial loss to dependents resulting from the victim's death;
4. pain and suffering;
5. maintenance of a child born as a result of sexual assault;
6. financial loss incurred in respect of grief or sorrow as a result of the victim's death; and
7. other financial loss resulting from the victim's injury, and any other expense that, in the opinion of the minister or, in the case of a small claim, in the opinion of a designated person, it was reasonable to incur.

Maximum Award

The maximum amount payable to **all applicants** in respect of the injury or death of **one victim** is $15,000. The maximum amount payable to **all applicants** in respect of **one occurrence** (that is, one incident resulting in injury or death to more than one victim) is $30,000. The award cannot exceed these limits.

Volume of Applications

During the fiscal year 2013-2014, 23 new applications for criminal injuries compensation were filed, and 120 applications were carried over from the previous year. Thirty eight final decisions and two interim decisions were made in 2013-2014. A total of $174,461 was awarded in criminal injuries compensation.

The following statistical tables summarize the criminal injuries compensation program during 2013-2014:

Table II
Applications – Statistical Summary
April 1, 2013 to March 31, 2014

New applications filed	23
Applications carried over from last year	120
Variation applications	0
Appeals	0
Total	**143**
Decisions made:	
award denied	0
full award granted	38
interim award	2
reduced award	0
variation	0
Total	**40**
Withdrawn applications	
Files closed (final awards)	38
Files carried forward to next fiscal year	105

Table III
Categories of Victims
(Based on Final and Interim Awards)
April 1, 2013 - March 31, 2014

Types of Victims	Number
General	25
Other family abuse	2
Sexual abuse	11
Female partner abuse	2
Total	**40**

Table IV
Crimes Involved in Final Awards Granted
April 1, 2013 - March 31, 2014

Criminal Code Section	Number of Awards
151 (sexual interference)	3
153 (sexual exploitation)	1
235 (murder)	1
253 (impaired driving)	1
255 (impaired driving causing bodily harm)	1
266 (assault)	9
267 (assault with weapon/causing bodily harm)	11
268 (aggravated assault)	3
271 (sexual assault)	7
343 (robbery with a weapon)	1
Total	**38**

Table V
Reasons for Reduced and/or Denied Awards
April 1, 2013 - March 31, 2014

There were no reduced or denied awards

Table VI
Compensation Ordered*
April 1, 2013 - March 31, 2014

Pain and suffering	$ 141,408
Expenses	$ 33,053
Total Awarded	$ 174,461

*Note: Compensation ordered in one fiscal year may be paid out in a different fiscal year (e.g., for dental expenses).

Table VII Age and Gender of Victims (Based on Final and Interim Awards) April 1, 2013 - March 31, 2014	
Age	No. of Victims
under 10	1
11-20	16
21-30	15
31-40	3
41-50	1
51-60	2
61-70	1
71 +	1
Total	**40**
Gender	
Female	23
Male	17
Total	40

Part V

Victim Assistance Fund

Victim Services Summary of Revenue and Expenditures

	Budget Amount	Actual Year Ended March 31, 2014	Projects
Revenue			
Victim Surcharge			
- federal offences	45,000	57,460	
- provincial offences	225,000	177,295	
Donations/honorarium	0	345	
Restitution/civil suit reimbursement	0	9,115	
Victims of Crime Fund (Justice Canada)	227,200	173,323	173,323*
Total Revenue	**547,200**	**417,538**	**173,323**
Minus Project Revenue		173,323	
		244,215	

Note:

* Revenue was received from the Victims of Crime Fund, Justice Canada, in the amount of $173,323 for training initiatives and two projects:
Victim Services Worker - Queens County
Victim Services Worker - Western Region

Victim Services Summary of Revenue and Expenditures

	Budget Amount	Actual Year Ended March 31, 2014	Projects
Expenditures			
Administration	15,800	10,384	854
Equipment	2,500	1,990	656
Materials/supplies	4,100	1,921	0
Professional/Contract Services	25,500	5,427	5,084
Salaries/benefits	750,400	642,825	159,538
Travel and training	28,000	22,537	8,392
Criminal Injuries Compensation	100,000	157,946	0
Victim Assistants Fees	0	0	0
Total Expenditures	**926,300**	**843,030**	**174,524**
Minus Project Expenditures		174,524	
		668,506	

Note:
Project expenditures were for Victim Services projects listed above.

Accounting Procedures:
All revenues and expenditures related to Victim Services are recorded in the accounts of the Province and included in the Public Accounts.

CANADA

2014

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